

MEMORANDUM OF OIL AND GAS LEASE

West Virginia

The undersigned Walter B. Gurney and Diana L. Gurney, his wifeJanet Lebron

of

RD 1 Box 337, Moundsville, WV 26041

as Lessor and

TriEnergy, Inc. P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as ofthe 18th day of April, 20 08. Said lease covers all that certain tract of land situate inthe District of Washington, in Marshall County, WestVirginia, bounded and described generally as follows:On the North by: HarleyOn the East by: SchrackOn the South by: YoungOn the West by: KittleTax Parcel No: 14-6-4, 14-6-4.2, 14-6-4.3, 14-6-4.4, 14-6-5.1, 14-6-5.18, 14-6-5.2, 14-6-4.8, 14-6-5.19, 14-6-4.9, 14-6-5, 14-6-5.17Containing ~~91.384~~ 136.414 ⁵⁰⁶ acres, more or less, being the same land conveyed by Deedand recorded in the records of said county in Book 585, 569, Page 570, 142.Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Three (3) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of said lease.

Dated: April 18th, 20 08.

WITNESS:

Matthew Riva
Matthew RivaWalter B. Gurney (SEAL)
Walter B. GurneyJanet Lebron (SEAL)
Janet LebronDiana B. Gurney (SEAL)
Diana B. GurneyState of West Virginia,
County of Marshall

ss:

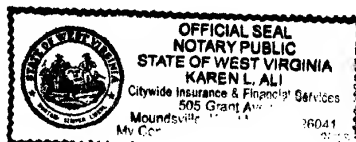
On the 18th day of April in the year 2008, before me, the undersigned, a Notary Public in and for said state, personally appeared Walter B. Gurney, Diana B. Gurney & Janet Lebron, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: October 23, 2016Karen L. Ali
Notary PublicJAN PEST
MARSHALL County 02:16:56 PM
Instrument No 1253994
Date Recorded 06/12/2008
Document Type O&G
Book-Page 669-284
Recording Fee \$5.00
Additional \$6.00

Prepared by:

Approved by:

TriEnergy, Inc., P.O. Box 89, Sewickley, PA 15143

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 18th day of April, 2008, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 12th day of June, 2008 at 2:16 o'clock PMTESTE: Jan Pest Clerk